

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Worley et al.

Art Unit:

1644

Application No.:

09/245,277

Examiner:

K. Clemens

Filed:

February 5, 1999

Title:

IMMEDIATE EARLY GENES AND METHODS OF USE

THEREFOR

Commissioner for Patents Washington, D.C. 20231

RECEIVED

MAR 0 4 2003
TECH CENTER 1600/2900

INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with 37 C.F.R. § 1.97, enclosed are references relating to the above-identified application. Each item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application. The references from the November 19, 2002 ESR were cited not more than three months prior to the filing of the information disclosure statement. The remaining references, were cited in an ISR dated June 2, 1999. For the convenience of the Examiner, these references are listed on the attached Form PTO-1449 and copies are enclosed herewith.

• It is respectfully requested that these references be considered in the examination of this application and their consideration be made of written record in the application file.

A check in the amount of \$180.00 is being submitted, in accordance with 37 C.F.R. \$1.97(c), as the references from the June 2, 1999 ISR are being filed more than three months

02/28/2003 CCHAU1

00000001 09245277

01 FC:1806

180.00 OP

CERTIFICATION UNDER 37 CFR §1.8

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on February 19, 2003, in an envelope addressed to: Commissioner for

Patents, Washington, DC 2023

Karen LePari

In re Application of: Worley et al.

Application No.: 09/245,277 Filed: February 5, 1999

Page 2

PATENT Attorney Docket No.: JHU1530-3

from the filing of the application, other than a CPA and before the mailing of a Final Action on the CPA. If any additional fees are required, authorization is hereby given to charge the amount of any such fee, or credit any overpayment, to Deposit Account No. 50-1355.

Respectfully submitted,

Date: February 19, 2003

Kelly K. Reynolds, J.D. Registration No. 51,154 Telephone: (858) 638-6724 Facsimile: (858) 677-1465

GRAY CARY WARE & FREIDENRICH LLP 4365 Executive Drive, Suite 1100 San Diego, California 92121-2133 USPTO Customer No. 28213